G. R. S. 59] GPB—15,000—22 7-14

GENERAL AND REVENUE SECRETARIAT.

~~191~~ 1906-1

( )

File No. 491

Serial Nos.

Papers Filed.

*Month*_____

SUBJECT.

Power-of-Attorney by the Swamigalu of the Sri Vyasarayaswami Math.

PREVIOUS REFERENCES LATER REFERENCES.

Mzr. S] 190 .

MUZRAI SECRETARIAT.

OFFICE NOTE.

File No.

Subject.

From

Sri Vyasarayaswami Matt at Sosale

No. Dated

I have got the General Power of Attorney executed by the Swamigalu of the Sri Vyasarayaswami Matt in favour of the Dewan which I submit herewith.

The draft of a Power in favour of Mr. M. Raghavendra Rao, the Govt. Agent, to be executed by the Dewan is submitted for approval. I shall have it copied out on the Stamp paper and obtain the Dewan's signature and have it attested by the District Magistrate. Both the documents are on the lines executed by the late Swami 2 years ago.

Submitted to the 2nd Committee

15. 1. 1907

Draft approved
HRK
16/12/07.

18. Nov. P. Rec

No. 2719

GOVERNMENT OF H. H. THE MAHARAJA OF MYSORE,

MUZRAI DEPARTMENT,

DATED BANGALORE, 24th Nov. 1906.

FROM

L. ANANTASAMI RAO, ESQ., B.A.,

SECRETARY TO THE GOVT. OF H. H. THE MAHARAJA OF MYSORE,

MUZRAI DEPARTMENT.

To (1) John C. S. Lawrence Esq BA BL
Public Prosecutor "Kirkton"
33 Infantry Rd Bangalore
& (2) The Govt Advocate in Mysore
Bangalore

SIR,

I am directed to forward herewith [illegible]
the Power of Attorney executed on the 24th October 1906 by [illegible]
Vidya Vandra Theerth [illegible] Power, the 2nd [illegible] of the
[illegible] Head of the [illegible] Math, in
favour of Sri P. [illegible] Krishnamurti B.A.B.L., [illegible]
[illegible] for the management of the [illegible] of
all the property and [illegible] of the said [illegible]
In the [illegible] of [illegible] and the list of [illegible]
[illegible].

[illegible] would [illegible] [illegible]
succeed by [illegible] of the [illegible]
of the [illegible] Math [illegible].

I am [illegible]

through the Power of [illegible]

the information of Government as to whether it is

have a fresh Power of Attorney duly executed by the present

Swami in favour of the present Dewan.

2 In giving your opinio I am to invite your attention to the words in the 1st page of the Power of Attorney " I do hereby ratify and confirm Sir T. Vijaya Raghava Charlu K.C.I.E the present Dewan of Cochin or his successors in office as the Dewan of Cochin to be my true and lawful Attorney for me and in my name or my successors in office as aforesaid to do" &c., and also to the words in the 7th page "I hereby declare that this power of Attorney shall remain in force notwithstanding my subsequent incapacity or a period of 3 years from this date".

In the course of this inquiry it has been stated that some of the large properties belonging to the Cochin Royal family have been leased out by the deceased Rani for long periods and for unreasonably low prices. It appears to be open to the Cochin Government to have all such leases cancelled by proceeding to the Courts of Law. I am to enquire whether under the authority of the Power of Attorney executed by the deceased Rani the Cochin Government can proceed to have such disadvantageous leases cancelled or modified. In this connection you are kindly requested to consider the words in the 4th page of the Power of Attorney which authorize this Government "to cancel, revoke or modify any leases or other contracts for

The favour of a very early reply on both the points is ---

requested.

I have to

Fair draft) 21/11/06

Legislative Dept.

to Mr. Lawrence. add a para as

below :—

4. The fee that may be charged by you for your legal opinion will be paid on your kindly sending a bill to this Office.

Kinkton

Chambers, 32 Infantry Road.

Bangalore, the 26th Novr. 1906.

HIGH COURT, MADRAS
PLEADER IN THE COURT OF THE JUDICIAL COMMISSIONER OF COORG.
2652
26. xi. 06.

To The Secretary to the
Government of Mysore
(Mozarai Department)

Dear Sir

Your No. 2718 of 21st Instant

I enclose my opinion as requested, in the matter of the power of attorney given by the Dewan of Mysore by the late Swami of the Sri Vyasarayaswami Matt at Soselay. I also return the copy of the power of attorney sent to me - Please acknowledge receipt & send me Rs: 19" 12" & my costs in this matter - on which I shall forward you a formal receipt -

Yrs faithfully
Lewis Rice

IC.
INDIA.

IN THE MATTER OF THE POWER OF ATTORNEY EXECUTED ON THE 25th OCTOBER 1905 BY SRI VIDYA SAMUDRA THEERTHA SREEPADANGALAVARU THE LATE GURU OF THE SRI VYASAROYASWAMI MATT AT SOSALE IN THE TALKAD NARSIPUR TALOOK IN FAVOR OF THE DEWAN OF MYSORE TRANS FERRING TO THE GOVERNMENT OF MYSORE ALL THE PROPRTY AND ENDOW MENTS OF THE MATT SITUATED IN BRITISH INDIA FOR A PERIOD OF TWENTY FIVE YEARS.EXPARTE.

The said Swami died on the 19th October 1906 .

The question on which my opinion is now sought is Whether it is necessary to have a fresh power of attorney executd by the present Swami to the present Dewan of Mysore.

OPINION.

I do not think a fresh power of attorney is necessary . The present power no doubt contains the name of the late Dewan of of Mysore but it was executed to him as the Dewan of Mysore and to his successors in office as Dewan . So as to the Grantee the power does not want any change. As regards the Grantor also the power of attorney needs no renewal by the present Swami. I hold the property of the Matt not to be the personal estate of the Swami for the time being but to belong to the Matt to be administered by the Swami for the use and benefit of the Matt and its disciples as in the case of a benefice.And as the power has been executed by the late Swami in his capacity as Trustee and affects the trust property and specially binds his successors in office I am of opinion that the present power will hold good and be irrevocable according to its terms for a period of Twenty five years.

John Lawrence
B.A.,LL.B.
26th Novr 1906.

26 XI. 06.

No: 104
Enclosures None

Office of the Government Advocat
in Mysore . Bangalore.
Dated 25th, November 1906.

26/11/06

From

The Government Advocate in Mysore.

To

The Secretary to the Government of H.H.
the Maharaja of Mysore, Muzrai Department.

Sir,

In reply to your letter No, 2719 dated 21st, November 1906, I have the honour to state that a power of attorney is, in its nature, a revocable instrutment, and the death of the Principal terminates the agency, though entered into for a definite period, unless the agent has acquired an interest in the subject matter of the agency. I am therefore of opinion that the agent cannot act any longer upon the power of attorney excuted by the late Guru of the VyasarayaMutt.

2. On another ground also, it is necessary to get another power of attorney executed by the present Guru of the Mutt. One of the chief objects in taking up the agency seems to be, to avoid the long leases of valuable immoveable property granted by the late Guru for very inadequate amounts. The lessor, himself cannot get them cancelled unless he suceeds in proving them to have been obtained through misrepresentation, fraud, undue influence or coersion, or all of them together. His agent can impeach the leases on the same grounds and on no other. But if a power of attorney be taken from the present representative of the Mutt, one more ground of attack becomes available--- namely that the leases being prejudicial to the interests of the institution and having been collusively/and corruptly granted by the former Guru for nominal or very inadequte consideration, are not binding on the institution in

in the hands of his successor.

I am therefore of opinion that a power of attorney from the present Guru of the Mutt, quite independant of the existing power of attorney, will be more helpfull in attaining the objects in view.

The copy of the power of attorney forwarded with the above is herewith returned.

I have the honour to be

Sir,

Your most obedient servant.

S. Kumaraswamy

Government Advocate.

H.V.

Issued

No

To

The Government Advocate

Sir,

The Government having agreed with you in the opinion expressed viz: that a fresh Power of Attorney ~~may~~ last letter be obtained from the new Swamigalavaru of the Sri Vyasaraya Swami Matt by the Mysore Govt. for the management of the properties of the Matt situate in the British Territories, I have the honor to request that you will be so kind as to draw up draft Powers of attorney on the lines of the old Powers, to be Executed by Srimat Vidya Sa Prathakarudu

~~Secretary~~

4p
17.12

C/-0.2/6305/18 19.86
Issue 3/20

galavaru the present
Swamigalavaru of the Math
in the name of the Dewan
and another by the Dewan
in favor of Mr M. Raghavan
Drakar, Mysore Govt Agent
of the Sri Vyasaraya - Swami
Math, in the Mugrai Depart.
The drafts may be sent to
this office for submission
of Govt for approval before
finally drawing up the same
on ~~the~~ Stamp papers.

The form of the old Powers of Attorney may be adhered to, and the new provisions which will be explained to you by the Govt Agent may be inserted. The draft of the Power to be executed by the Swamigalaru is very urgently required.

2 A printed Copy of each of the old powers of attorney is herewith forwarded for reference together with a Copy of ~~Each of the~~ printed Proceedings of Govt No 2702 - 13 Mug 57 - 1892 dated 21st November 1906.

9 June 06

17/12/06

17/12/06

20. 12
SECRETARIAT

No.
En Mos 4.

Office of the Government Advocate

in Mysore, Bangalore.

Dated, 20th December 1906.

Required submitted at once
21
20/12/06

From

The Government Advocate in Mysore.

To

The Secretary to the Government of H.H. the Maharaja of Mysore.

Muzrai Department.

Sir,

As desired in your letter No.3163 dated 18th December 1906, I have the honor to submit herewith draft powers of attorney on the lines of the old ones inserting certain new facts and provisions as explained to me by Mr, M. Raghavandra Row, the Government agent of the Sri Vyasaraya Swamy Mutt, together with a British Indian stamp of Rs, 5/- which the said agent wanted to be sent up.

I have the honor to be,

Sir,

Your most obedient servant.

S Narayana Rao

Government Advocate.

5 Rupees British Stamp Paper.

5 Rupees Mysore Government Stamp.

KNOW ALL MEN BY THESE PRESENTS that I V.P Madhava Rao, Esquire., C.I.E., Dewan of the Mysore State, do hereby retain and appoint Madakasira Raghavendra Rao the Mysore Government Agent for the Sri Vyasarayaswami Matt at Sosale in the Tirumakudlu Narasipur Taluk of the Mysore District in the State of Mysore to be my true and lawful Agent and Attorney for me to act in manner hereinafter set forth WHEREAS Sri Vidya Samudra Theertha Sripadangalavaru late Guru and Manager of all the property and endowments belonging to the said Matt did with effect from the first day of July 1904 transfer to the management of the Government of Mysore all the property and endowments of the said Matt which are situated in British India and WHEREAS he did invest the said Government of Mysore with due proper and complete authority and control to deal with the said Matt's property and endowments and for this purpose did execute and deliver to my predecessor in office Sir. P.N. Krishna Murti, K.C.I.E., as the Dewan of Mysore a Power of Attorney dated the 25th day of October 1905 whereby he did authorize him

to appoint and at pleasure to remove any substitute or substitutes to act under him in respect of the management of the said property and endowments belonging to the said Matt in British India and WHEREAS the said Sri Vidya Samudra Theertha Sripadangalavaru departed this life on the 19th October 1906 and Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru succeeded to the said office of Guru and Manager of the said Matt and WHEREAS the said Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru did by a Power of Attorney dated the 29th December 1906 appoint me the Dewan of Mysore and my successors in office to be his true and lawful Attorney and Agent to take and continue to be in possession of all the property and endowments belonging to the said Matt situated in British India and elsewhere and manage the same on behalf of the said Matt whereby the said Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru did authorize me to appoint and at pleasure to remove any substitute or substitutes to act under me in respect of the management of the said property and endowments in British India and elsewhere and WHEREAS it is expedient and necessary for me to appoint a substitute to manage the said property and endowments NOW KNOW YE that I hereby retain and

appoint the said Madakasira Raghavendra Rao as my substitute under all the powers conferred on me and with which I may have been invested under the terms of the said Powers of Attorney dated the 29th day of December 1906 to execute and do all things in British India and elsewhere relating to the property and endowments of the said Matt situated in British India as set forth in the said Power of Attorney a true copy of which is hereunto annexed as fully and as effectually in all respects as I myself could do if I ~~may~~ were personally present and I hereby ratify and confirm all and singular that my said Attorney shall do or purport to do by virtue of these presents always including in such confirmation whatsoever shall be done between the time of the revocation by any means of this Power of Attorney and the time of such revocation becoming known to my said Attorney AS WITNESS my hand and the seal of the Government of Mysore this the 31st day of ~~January~~ January 1907.

(signed) V P Madhava Rao
Dewan of Mysore

Seal of the Govt of Mysore

Signed before me this 31st day of January 1907.
(signed) G. Hume Wright
First class City Magistrate of Bangalore - J. P

Seal of the City Magistrates Court Bangalore

True copy

Secretary Mysore Depts

Original of this was delivered to me by the Imperial Secretary & was duly received by me.
Sd. Raghavendra Rao
Govt Agent
1.2.07.

29-12-1906

ಸಂಪೂರ್ಣ ಅಂಗೀಕಾರ ಪತ್ರಿಕೆಗಳು

ದಿನಾಂಕ ದಂದು ಸಲ್ಲಿಸಲಾಗಿರುವುದಕ್ಕೆ

ಮತ್ತು ಸಂಪೂರ್ಣ ಅಂಗೀಕಾರವಾಗಿರುವುದಾಗಿ ಸಂತೋಷ

ವಾಗಿ ತಿಳಿಸಲು ಪತ್ರ ಅಂಗೀಕಾರವಾಗಿರುವುದಾಗಿ

ಅಂಗೀಕಾರವಾಗಿರುವುದಾಗಿ

(illegible)

To

The Deputy Commissioner
Mysore District

Sir,

No. 3772 B/14.2.07

5792

I am directed to forward herewith two printed Copies of the Power of Attorney dated 29th December 1906 executed by Srimad Vidya Sri Ratnakara Tirtha Sripadangalavaru the Guru of the Sri Vyasarayaru in favour Seramni Natt in the case of the Diwan of Mysore and to request that the Copy on which Rs. 4 Mysore Court fees Stamp of the value of 8 As. Each are affixed may be attested by you as First Magistrate of Mysore and sealed with your Court Seal and returned to this Office

K

as soon as possible
and the other copy ~~may~~
be recorded in your
office for reference.

Thanks

Draft

31/1/23

Secretary
Irrig: Deptt

5 Rupees British Stamp.

5 Rupees Mysore Government Stamp.

To all to whom these presents shall come, I, SRI VIDYA SAMUDRA THEERTHA SRIPADANGALAVARU, the Guru of the Sri Vyasarayaswami Matt at Sosale in the Tirumakudlu-Narsipur Taluk of the Mysore District in the State of Mysore and Manager for the time being of all the property and endowments belonging to the said Sri Vyasarayaswami Matt HEREBY SEND GREETING whereas owing to divers reasons I did on the first day of July one thousand nine hundred and four transfer to the management of the Government of Mysore all the property and endowments of the said Sri Vyasarayaswami Matt of which I am the Guru and Manager which property and endowments are situated in British India AND WHEREAS it is expedient and necessary that I should invest the said Government of Mysore with due proper and complete authority and control to deal with the said property and endowments NOW KNOW YE that I the said Sri Vidya Samudra Theertha Sripadangalavaru Guru of the said Sri Vyasarayaswami Matt do hereby retain and appoint Sir P. N. Krishna Murti, K.C.I.E., the present Dewan of Mysore and his successors in office as the Dewan of Mysore to be my true and lawful Attorney for me and for my successors in office as Guru and Manager of the said Matt in my name or in the name of my successors or in his own name for and on behalf and for the benefit of the said Matt as well as for that of his disciples to manage all the said properties and endowments belonging to the said Matt for such period and upon such terms as are hereinafter expressed that is to say to manage and cultivate or lease for such period and upon such terms as my Attorney or his successors in office during the continuance of these presents shall think reasonable expedient and fit and to grant conveyances and pattas of any lands and to pay to Government all dues and to communicate with any Government Municipalities or other authorities and to pay to them such dues as may accrue affecting the said property and endowments and to carry on and transact all business connected with the same and to take steps under any rent recovery or other law in force in British India and all other steps relating to any Revenue, Civil or Criminal proceedings and other matters AND to receive and give effectual receipts and discharges for all and any moneys which shall come to the hands of my said Attorney by virtue of the powers herein contained which receipts may be given in his name or in my name by him or in the name of his successors in office and which receipts will exonerate the person or persons or corporation paying such moneys from seeing to the application thereof or being responsible for the loss or misapplication thereof AND to deposit any moneys received by my Attorney under or by virtue of these presents with any banker, broker or other person in my name or in the name of my said Attorney and to withdraw such moneys or any other moneys which are now deposited on behalf of the said Matt of which I am the Guru with any banker or broker or other person and to employ all or any such moneys for the benefit of the said Matt and its disciples or for any of the purposes herein mentioned or otherwise as may be thought fit or proper from time to time to invest the same or any part thereof in the name of my said Attorney or of any other person or persons in trust for the said Matt in or upon specified investments or any such stocks, funds, shares, or securities as may be thought fit and proper to receive and give good discharges for all dividends interest accretions and income arising from any such investments and to vary seal assign transfer and dispose of the same or any part thereof and in my name and on behalf of the said Matt from time to time to purchase, take on lease or otherwise acquire and hold all such houses, offices, lands, hereditaments, chattels and effects, as shall be

thought necessary or expedient for or in relation to any of the purposes or objects aforesaid or as my said Attorney and Attorneys namely Sir P. N. Krishna Murti, K.C.I.E., and his successors in office from time to time may think fit and from time to time if and when my said Attorney may think fit to sell, exchange, surrender, give up or pledge, mortgage, charge, demise, lease or dispose of the houses, offices, demise, lease lands or hereditaments or any chattels or effects belonging to the said Matt and to borrow from time to time such sums of money and upon such terms as my said Attorney may think fit proper and expedient for and in relation to any of the purposes or objects aforesaid upon the security of any of the said Matt property whether real or personal or otherwise and for such purposes to give, execute and make such mortgages, charges, pledges or other securities and with such powers and provisions as may be thought fit and proper AND to manage and superintend the management of all the estates and hereditaments of whatsoever tenure belonging to the said Matt and of which the said Matt will become seised, possessed or entitled to cut timber or underwood and work quarries, mines and minerals, whether now open or in working or not upon any of the said estates and hereditaments and to erect, pull down and repair houses or other buildings and erections and to drain make roads on or otherwise improve any of the premises and to dedicate any road when made to the public and to insure houses and other property against loss or damage by fire and also to sell, lease, dispose of, deal with and manage any property, real or personal which may be invested in me as the Guru and Manager of the said Matt and to execute and sign any deeds or investments and generally to do any acts which I could hereafter lawfully have executed, signed and done in any such capacity and to enter into agreements for yearly, monthly or weekly tenancies and to make allowances and arrangements with the tenants and occupiers for the time being of the said Matt property and endowments and to accept surrenders of leases and tenancies and to cancel, revoke or modify any leases or other contracts for just cause and to demand sue for collect and receive and give effectual discharges for the rents and profits now due for periods prior to and subsequent to the execution of these presents and henceforth to become due in respect of the same and to take and use for my benefit any lawful proceedings, steps, ways or means by distress or action or otherwise for money and for recovering the said rents and for enforcing the performance of any covenants or agreements which the respective lessees or tenants may be liable to perform AND ejecting or recovering damages from tenants and occupiers making default in payment of such rents or in performance of such covenants or agreements and for obtaining and recovering of all or any of the premises, lands, houses or grounds, occupied by any lessees or tenants making such default AND to commence prosecute or enforce or to defend answer or oppose all actions and other legal proceedings and demands touching any of the matters aforesaid or any other matters in which I am or may be hereafter as the Guru or Manager of the said Matt interested or concerned and also if my Attorney or his successors in office shall think fit to compromise refer to arbitration abandon submit to judgment or become non-suited in any such action or proceeding as aforesaid AND to adjust, settle, compromise or submit to arbitration any acts, deeds, claims, demands and disputes and matters touching any of the matters aforesaid AND to compound and accept part in lieu and in satisfaction for the whole of or to compromise any debt or sum of money now or hereafter owing and payable to the said Matt or any other claim or demand which the said Matt may have against any property or any person or persons or to grant extension of time for the payment or satisfaction thereof upon such terms as may be deemed proper either with or without taking security for the same or otherwise act with respect thereto as may be deemed expedient AND to vote at the meeting of any company or companies and otherwise to act as my proxy in respect of any shares now held or which may be acquired by the said Matt and for that purpose to sign and execute any instrument in the name of the said Matt and on its behalf and to appoint and employ any agents, overseers; receivers or other persons at such remuneration by way of salary, commission or otherwise, as my said Attorney or his successors in office may think fit and proper and the same from time to time to dismiss and discharge and any others to employ in their stead and to execute, sign, seal, enter into acknowledge perfect and do all such deeds, agreements, instruments, acts, and things as shall be requisite or may be deemed proper or in relation to all or any of the purposes or matters aforesaid and in the name of the Sri Vyasarayaswami Matt to draw, accept, endorse, negotiate, retire pay or satisfy any bills of exchange promissory notes, cheques, drafts orders

for payment or delivery of money securities goods or effects bills of lading or other negotiable or mercantile instruments or securities which may be deemed necessary or proper and generally to act as agent of the said Matt in relation to the said premises and all other matters in which the said Matt may be interested or concerned and on its behalf to execute and register all instruments acts and things as fully and effectually in all respects as I myself could do if I were personally present and from time to time to appoint and remove at pleasure any substitute or substitutes as Attorney or Attorneys under him or any of them in respect of all or any of the matters aforesaid upon such terms and at such salaries or remunerations as he shall think fit AND to do and execute such further acts and deeds and things as may be deemed expedient for recording, registering or otherwise completing and giving validity to such act, deed or instrument or instruments according to law and I, the said Guru and Manager of the said Matt do hereby for myself and my successors in office ratify and confirm and agree to ratify and confirm whatsoever my said Attorney or any of his successors in office or any substitute or substitutes acting under him or them in the premises shall do or purport to do by virtue of these premises AND I further hereby authorise and empower my said Attorney to acknowledge in my name and as my act and deed this Power of Attorney and to register and record the same in all public and private offices, banks, shops, warehouses and other places in which it shall be necessary and expedient to register the same AND I hereby declare that this power of Attorney shall remain in force and be irrevocable for a period of twenty-five years from this date or for such further extended period as may then be deemed necessary by my Attorney or his successors in office AND I further undertake not to execute any other Power of Attorney in favor of any other person or persons in the premises and should I do so the said Power of Attorney shall be null and void for all purposes hereinbefore set out. AS WITNESS my hand and seal this the twenty-fifth day of October 1905.

Signed, sealed and delivered by the said Sri Vidya Samudra Theertha Sripadangalavaru, in our presence.

Swamy's signature here.

Signed :—

1. G. R. SUBBA RAO,
   Retired Hd. Clerk, Mysore Public Works Dept.

2. R. KRISHNA RAO,
   Curnam of Masnigudi, Ootacamund.

Executed in my presence this twenty-fifth day of October 1905 at Sosale.

(Signed) S. VAIDYANATHA IYER,
First Class Magistrate, Nanjangud Sub-Dn.

5 Rupees British Stamp.

5 Rupees Mysore Government Stamp.

To all to whom these presents shall come I SRIMAT VIDYA SRI RATNAKARA THEERTHA SREEPADANGALAVARU the Guru of the Sri Vyasarayaswami Matt at Sosale in the Tirumakudlu-Narsipur Taluk of the Mysore District in the State of Mysore and Manager for the time being of all the property and endowments belonging to the said Sri Vyasarayaswami Matt HEREBY SEND GREETING whereas owing to divers reasons the affairs of the said Sri Vyasarayaswami Matt fell into confusion and mismanagement during the incumbency of my predecessors in office and for that reason my immediate predecessor Sri Vidya Samudra Theertha Sreepadangalavaru did with effect from the first day of July one thousand nine hundred and four by a General Power of Attorney dated the twenty-fifth October one thousand nine hundred and five transfer to the management of the Government of Mysore all the property and endowments of the said Sri Vyasarayaswami Matt situated in British India WHEREAS my predecessor the said Sri Vidya Samudra Theertha Sreepadangalavaru departed this life on the nineteenth October one thousand nine hundred and six and I Srimad Vidya Sri Ratnakara Theertha Sreepadangalavaru succeeded to the said Matt of which I am at present the Guru and Manager of the property and endowments appertaining thereto WHEREAS I have arranged that the Government of Mysore will take or continue to be in possession of all property and endowments belonging to the said Matt in British India AND WHEREAS it is expedient and necessary that I should invest the said Government of Mysore with due proper and complete authority and control to deal with the said property and endowments NOW KNOW YE that I the said Srimad Vidya Sri Ratnakara Theertha Sreepadangalavaru Guru of the said Sri Vyasarayaswami Matt in my own right and in supersession of all arrangements made or Powers of Attorney granted by my predecessor do hereby retain and appoint V. P. Madhava Rao, Esquire, C.I.E., the present Dewan of Mysore and his successors in office as the Dewan of Mysore to be my true and lawful Attorney for me and for my successors in office as Guru and Manager of the said Matt in my name or in the name of my successors or in his own name for and on behalf and for the benefit of the said Matt as well as for that of his disciples to manage all the said properties and endowments belonging to the said Matt for such period and upon such terms as are hereinafter expressed that is to say to manage and cultivate or lease for such period and upon such terms as my Attorney or his successors in office during the continuance of these presents shall think reasonable expedient and fit and to grant conveyances and pattas of any lands and to pay to Government all dues and to communicate with any Government Departments Municipalities or other authorities and to pay to them such dues as may accrue affecting the said property and endowments and to carry on and transact all business connected with the same and to take steps under any rent recovery or other law in force in British India and all other steps relating to any Revenue Civil or Criminal proceedings and other matters AND to receive and give effectual receipts and discharges for all and any moneys which shall come to the hands of my said Attorney by virtue of the powers herein contained which receipts may be given in his name or in my name by him or in the name of his successors in office and which receipts will exonerate the person or persons or corporation paying such moneys from seeing to the application thereof or being responsible for the loss or misapplication thereof AND to deposit any moneys received

by my Attorney under or by virtue of these presents with any banker broker or other person in my name or in the name of my said Attorney and to withdraw such moneys or any other moneys which are now deposited on behalf of the said Matt of which I am the Guru with any banker or broker or other person and to employ all or any such moneys for the benefit of the said Matt and its disciples or for any of the purposes herein mentioned or otherwise as may be thought fit or proper from time to time to invest the same or any part thereof in the name of my said Attorney or of any other person or persons in trust for the said Matt in or upon specified investments or any such stocks funds shares or securities as may be thought fit and proper to receive and give good discharges for all dividends interest accretions and income arising from any such investments and to vary seal assign transfer and dispose of the same or any part thereof and in my name and on behalf of the said Matt from time to time to purchase take on lease or otherwise acquire and hold all such houses offices lands hereditaments chattels and effects as shall be thought necessary or expedient for or in relation to any of the purposes or objects aforesaid or as my said Attorney and Attorneys namely V. P. Madhava Rao, Esquire, C.I.E., and his successors in office from time to time may think fit and from time to time if and when my said Attorney may think fit to sell exchange surrender give up or pledge mortgage charge demise lease or dispose of the houses offices demise lease lands or hereditaments or any chattels or effects belonging to the said Matt and to borrow from time to time such sums of money and upon such terms as my said Attorney may think fit proper and expedient for and in relation to any of the purposes or objects aforesaid upon the security of any of the said Matt property whether real or personal or otherwise and for such purposes to give execute and make such mortgages charges pledges or other securities and with such powers and provisions as may be thought fit and proper AND to manage and superintend the management of all the estates and hereditaments of whatsoever tenure belonging to the said Matt and of which the said Matt will become seised possessed or entitled to cut timber or underwood and work quarries mines and minerals whether now open or in working or not upon any of the said estates and hereditaments and to erect pull down and repair houses or other buildings and erections and to drain make roads on or otherwise improve any of the premises and to dedicate any road when made to the public and to insure houses and other property against loss or damage by fire and also to sell lease dispose of deal with and manage any property real or personal which may be invested in me as the Guru and Manager of the said Matt and to execute and sign any deeds or investments and generally to do any acts which I could hereafter lawfully have executed signed and done in any such capacity and to enter into agreements for yearly monthly or weekly tenancies and to make allowances and arrangements with the tenants and occupiers for the time being of the said Matt property and endowments and to accept surrenders of leases and tenancies and to cancel revoke or modify any leases or other contracts for just cause and to take all legal steps for the cancellation of leases and of alienations of the property and endowments of the said Matt granted or made by any of my predecessors or their Agents from corrupt or improper motives in fraud of the Matt or otherwise injuriously affecting the interests of the Matt and to demand sue for collect and receive and give effectual discharges for the rents and profits now due for periods prior to and subsequent to the execution of these presents and henceforth to become due in respect of the same and to take and use for my benefit any lawful proceedings steps ways or means by distress or action or otherwise for money and for recovering the said rents and for enforcing the performance of any covenants or agreements which the respective lessees or tenants may be liable to perform AND to eject or recover damages from tenants and occupiers making default in payment of such rents or in performance of such covenants or agreements and to obtain and recover all or any of the premises lands houses or grounds occupied by any lessees or tenants making such default AND to commence prosecute or enforce or to defend answer or oppose all actions and other legal proceedings and demands touching any of the matters aforesaid or any other matters in which I am or may be hereafter as the Guru and Manager of the said Matt interested or concerned and also if my Attorney or his successors in office shall think fit to compromise refer to arbitration abandon submit to judgment or become non-suited in any such action or proceeding as aforesaid AND to adjust settle compromise or submit to arbitration any acts deeds claims demands and disputes and matters touching any of the matters aforesaid AND to

compound and accept part in lieu and in satisfaction for the whole of or to compromise any debt or sum of money now or hereafter owing and payable to the said Matt or any other claim or demand which the said Matt may have against my property or any person or persons or to grant extension of time for the payment or satisfaction thereof upon such terms as may be deemed proper either with or without taking security for the same or otherwise act with respect thereto as may be deemed expedient AND to vote at the meeting of any company or companies and otherwise to act as my proxy in respect of any shares now held or which may be acquired by the said Matt and for that purpose to sign and execute any instrument in the name of the said Matt and on its behalf and to appoint and employ any agents overseers receivers or other persons at such remuneration by way of salary commission or otherwise as my said Attorney or his successors in office may think fit and proper and the same from time to time to dismiss and discharge and any others to employ in their stead and to execute sign seal enter into acknowledge perfect and do all such deeds agreements instruments acts and things as shall be requisite or may be deemed proper or in relation to all or any of the purposes or matters aforesaid and in the name of the said Sri Vyasarayaswami Matt to draw accept endorse negotiate retire pay or satisfy any bills of exchange promissory notes cheques drafts orders for payment or delivery of money securities goods or effects bills of lading or other negotiable or mercantile instruments or securities which may be deemed necessary or proper and generally to act as agent of the said Matt in relation to the said premises and all other matters in which the said Matt may be interested or concerned and on its behalf to execute and register all instruments acts and things as fully and effectually in all respects as I myself could do if I were personally present and from time to time to appoint and remove at pleasure any substitute or substitutes as Attorney or Attorneys under him or any of them in respect of all or any of the matters aforesaid upon such terms and at such salaries or remunerations as he shall think fit AND to do and execute such further acts and deeds and things as may be deemed expedient for recording registering or otherwise completing and giving validity to such act deed or instrument or instruments according to law and I the said Guru and Manager of the said Matt do hereby for myself and my successors in office ratify and confirm and agree to ratify and confirm whatsoever my said Attorney or any of his successors in office or any substitute or substitutes acting under him or them in the premises shall do or purport to do by virtue of these premises AND I further hereby authorise and empower my said Attorney to acknowledge in my name and as my act and deed this Power of Attorney and to register and record the same in all public and private offices banks shops warehouses and other places in which it shall be necessary and expedient to register the same AND I hereby declare that this power of Attorney shall remain in force and be irrevocable for a period of twenty-five years from this date or for such further extended period as may then be deemed necessary by my Attorney or his successors in office AND I further undertake not to execute any other Power of Attorney in favor of any other person or persons in the premises and should I do so the said Power of Attorney shall be null and void for all purposes hereinbefore set out AS WITNESS my hand and seal this the twenty-ninth day of December 1906

Signed sealed and delivered by the said Seemad Vidya Sri Ratnakara Theerthi Sripadangalavaru in our presence

Swami's signature and seal here, with his autograph in Nagari characters—

Signed —

1 T KRISHNA RAO,
District Board Member
T-Narsipur

2 SRIMUSHTA GOPALAKRISHNACHAR
Maha Vidwan, Mysore Palace

Executed in my presence this twenty-ninth day of December 1906 at Sosale

(Signed) M KANTARAJ URS
Deputy Commissioner
and District Magistrate,
Mysore District

Seal of District Magistrate of Mysore District

5 Rupees British Stamp Paper.

5 Rupees Mysore Government Stamp.

Seal of the Government of H. H. the Maharaja of Mysore.

Know all men by these presents that, I, V. P. MADHAVA RAO, ESQUIRE, C.I.E., Dewan of the Mysore State do hereby retain and appoint Madakasira Raghavendra Rao the Mysore Government Agent for the Sri Vyasarayaswami Matt at Sosale in the Tirumakudlu-Narsipur Taluk of the Mysore District in the State of Mysore to be my true and lawful Agent and Attorney for me to act in manner hereinafter set forth WHEREAS Sri Vidya Samudra Theertha Sripadangalavaru late Guru and Manager of all the property and endowments belonging to the said Matt did with effect from the first day of July one thousand nine hundred and four transfer to the management of the Government of Mysore all the property and endowments of the said Matt which are situated in British India and WHEREAS he did invest the said Government of Mysore with due proper and complete authority and control to deal with the said Matt's property and endowments and for this purpose did execute and deliver to my predecessor in office Sir. P. N. Krishnamurti, K.C. I. E., as the Dewan of Mysore a power of attorney dated the twenty-fifth day of October one thousand nine hundred and five whereby he did authorize him to appoint and at pleasure to remove any substitute or substitutes to act under him in respect of the management of the said property and endowments belonging to the said Matt in British India and WHEREAS the said Sri Vidya Samudra Theertha Sripadangalavaru departed this life on the nineteenth October one thousand nine hundered and six and Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru succeeded to the said office of Guru and Manager of the said Matt and WHEREAS the said Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru did by a power of attorney dated the twenty-ninth December one thousand nine hundred and six appoint me the Dewan of Mysore and my successors in office to be his true and lawful Attorney and Agent to take and continue to be in possession of all the property and endowments belonging to the said Matt situated in British India and elsewhere and manage the same on behalf of the said Matt whereby the said Srimad Vidya Sri Ratnakara Theertha Sripadangalavaru did authorize me to appoint and at pleasure to remove any substitute or substitutes to act under me in respect of the management of the said property and endowments in British India and elsewhere and WHEREAS it is expedient and necessary for me to appoint a substitute to manage the said property and endowments NOW KNOW YE that I hereby retain and appoint the said Madakasira Raghavendra Rao as my substitute under all the powers conferred on me and with which I may have been invested under the terms of the said power of attorney dated the twenty-ninth day of December one thousand nine hundered and six to execute and do all things in British India and elsewhere relating to the property and endowments of the said Matt situated in British India as set forth in the said power of attorney a true copy of which is hereunto annexed as fully and as effectually in all respects as I myself could do if I were personally present and I hereby ratify and confirm all and singular that my said Attorney shall do or purport to do by virtue of these presents always including in such confirmation whatsoever shall be done between the time of the revocation by any means of this power of attorney and the time of such revocation becoming known to my said Attorney AS WITNESS my hand and the seal of the Government of Mysore this the thirty-first day of January one thousand nine hundred and seven.

(Signed) V. P. MADHAVA RAO,
Dewan of Mysore.

Signed before me this thirty-first day of January 1907.

(Sd) G. HUME WRIGHT,
First class City Magistrate of Bangalore, J. P.

Seal of the City Magistrate's Court, Bangalore

3765
9.2.07
JUDICIAL DEPARTMENT

~~189~~ 1906-07

Reply
ks
9/2/07

From
M. Kantaraj Urs Esq B.A
Deputy Commissioner
Mysore District

To
L. Anantasawmi Rao Esq B.A.
Secy: to Govt- Inungai Dept

Dated 6th February 1907

Despatched

Received

General No. 311

Dpt- forwarding Mr Bauer
Govt Agent, Salem
by 12/2/07

Enclosure No. One

Returning the Power of attorney executed by the Guru of Sri Vya-karanam Swami Matt at Sorale -

Deputy Commissioner
Mysore District
Dated Mysore 6th Feby 07

No 311
Answered

To

L. Anandasawmi Rao Esq B.A.
Secretary to the Government of Mysore
Mugrai Department

Sir,

As called for in your letter No. 3772 dated the 4th February 1907, I have the honor to return herewith the Power of Attorney dated 29th December 1906 executed by Srimad Vidya Sri Ratna-Kara Theertha Sri Padangalavaru the Guru of the Sri Vyasaraya Swami Mutt at Sosale in the T. Narsipur Taluk duly attested by me as Deputy Commissioner and District-Magis-trate and sealed with my court-seal.

I have the honor to be,
Sir,
your most obedient Servant

Deputy Commissioner
Mysore District

Rec'd